

WORKMAN NYDEGGER
A PROFESSIONAL CORPORATION
ATTORNEYS AT LAW
1000 EAGLE GATE TOWER
60 EAST SOUTH TEMPLE
SALT LAKE CITY, UTAH 84111
TELEPHONE (801) 533-9800
FAX (801) 328-1707

RECEIVED
CENTRAL FAX CENTER

JUL 05 2005

TELECOPIER COVER SHEET

July 5, 2005

Total Number of Pages
(including cover letter):

23

Please deliver the transmitted facsimile pages to:

EXAMINER MICHAEL D. MEUCCI

Business Phone (571) 272-3892

Telecopier Phone: (703) 872-9306

From: Andrea H. Maxfield for
RICK D. NYDEGGER

Comments: See Attached.

Docket No.: 13768.242

Serial No.: 10/086,792

We are transmitting from a Sharp FO-750 or Sharp FO-6100 facsimile machine. If you do not receive all the pages or they are unreadable, please contact me as soon as possible at (801) 533-9800.

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS ATTORNEY PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE TO DELIVER IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

AHEM00000001150V001

FILED VIA FACSIMILE

PATENT APPLICATION

Docket: 13768.242

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**RECEIVED
CENTRAL FAX CENTER**

In re application of

Donald J. McNamara, et al.

Serial No.:

10/086,792

) Art Unit

) 2142

Filed:

February 28, 2002

Confirmation No.:

8972

For:

SCALABLE NOTIFICATION DELIVERY
SERVICE

Examiner:

Michael D. Meucci

CERTIFICATE OF FACSIMILE TRANSMISSION

Mail Stop AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

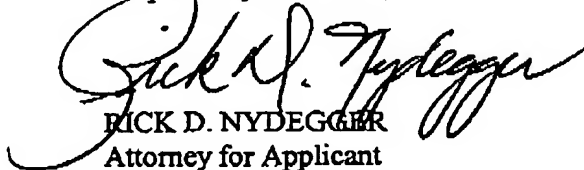
Sir:

I hereby certify that this paper is being transmitted via facsimile to the Patent and Trademark Office to phone no. (703) 872-9306 (Formal Fax No.) on the date shown below.

- Transmittal Letter (2 pages)
- Amendment "A" (19 pages)

Dated this 5 of July, 2005.

Respectfully submitted,



RICK D. NYDEGGER

Attorney for Applicant

Registration No. 28,651

Customer No. 047973

RDN:nhm

AHM0000001295V001

RICK D. NYDEGGER
BRENT E. LORIMER
THOMAS R. VUKSINICK
LARRY R. LAYCOCK
JONATHAN W. RICHARDS
DAVID R. WRIGHT
JOHN C. STURNGHAM
JOHN M. GLYNN
CHARLES L. ROBERTS
DANA L. TANGEMIN
ERIC L. MASCHOFF
CHARLES J. VEVEKA
ROBYN L. PHILLIPS
RICHARD C. GILMORE *
STERLING A. BRENNAN
R. BURNS ISRAELSEN
DAVID R. TODD
DAVID B. DELLNBACH
L. DAVID GAFFIN
ADRIAN J. LEE
FRASER D. ROY
CARL T. REED

WORKMAN | NYDEGGER

INTELLECTUAL PROPERTY ATTORNEYS

1000 EAGLE GATE TOWER
60 EAST SOUTH TEMPLE
SALT LAKE CITY, UTAH 84111
TELEPHONE: (801) 533-9800
FAX: (801) 328-1707
WEBSITE: HTTP://WWW.WNLAW.COM

FILED VIA FACSIMILE

PATENT APPLICATION
Docket No. 13768.242

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Donald J. McNamara, et al.

Serial No.

10/086,792

Filed:

February 28, 2002

Confirmation No.:

8972

For:

SCALABLE NOTIFICATION DELIVERY
SERVICE

Examiner:

Michael D. Meucci

)Art Unit

)2142

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment for entry in the above-identified application.

X No additional fee is required.



R. PARRISH FREEMAN, JR.
PETER F. MALEN, JR.
L. REX SEARS, Ph.D.
WILLIAM R. RICHTER
ERIC M. KAMERATH
ROBERT E. AYCOCK
JENS C. JENKINS
KEVIN W. STINGER
WILLIAM J. ATHAY
MICHAEL B. DODD
RYAN D. BENSON
SARA D. JONES
TIGER KELLER
JANNA L. JENSEN
MATTHEW D. TODD
J. LAVAR OLDHAM
MICHAEL J. PRODSHAM
JOSEPH L. KRUTA
BRETT A. HANSEN
BRETT I. JOHNSON
MATTHEW A. BARLOW
WESLEY C. ROANDER
ANDREW S. HANSEN
CHAD E. NYDEGGER
JOSEPH G. PIA
CLYTON E. DUKE
RYAN N. FARR *
JAMES B. BELSHE
KIRK R. HARRIS
KEELY SCHNEITZER
MICHAEL M. BALLARD
DAVID A. JONES
SHANE K. JENSEN
JONATHAN M. BENNS, Ph.D.

VERNON R. RICE §
OF COUNSEL

* Admitted only in California
§ Admitted only in Virginia

The fee has been calculated as follows.

			SMALL ENTITY		LARGE ENTITY	
CLAIMS REMAINING AFTER	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADD'T'L FEE	RATE	ADD'T'L FEE
Total = 19	46	= 0	X		X 50.00	0
Independent = 2	6	= 0	X		X 200.00	0
1 st PRESENTATION OF MULTIPLE DEPENDENT CLAIM			+=		+=	
			TOTAL		TOTAL	0

X The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 23-3178.

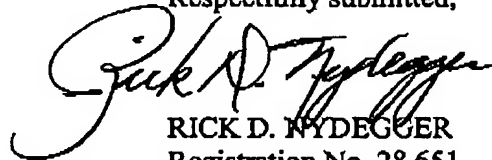
X Any additional filing fees under 37 CFR 1.16 for the presentation of extra claims.

X Any patent application processing fees under 37 CFR 1.17.

— Any fees for filing a terminal disclaimer under 37 CFR §§ 1.321(c) and 1.20(d).

Dated this 5 day of July, 2005.

Respectfully submitted,



RICK D. NYDEGGER
Registration No. 28,651
Attorney for Applicant
Customer No. 047973

RDN:ahm
AHM0000001294V001

**RECEIVED
CENTRAL FAX CENTER****FILED VIA FACSIMILE****JUL 05 2005 PATENT APPLICATION**
Docket No. 13768.242**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of)
)
	Donald J. McNamara, et al.)
)
Serial No.:	10/086,792) Art Unit
) 2142
Filed:	February 28, 2002)
)
Conf. No.:	8972)
)
For:	SCALABLE NOTIFICATION DELIVERY SERVICE)
)
Examiner:	Michael D. Meucci)
)
Customer No.:	047973)

AMENDMENT "A"

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office action of May 9, 2005 (paper no. 20050428), please amend the above-identified application as follows:

Amendments to the Specifications begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 5 of this paper.

Remarks/Arguments begin on page 14 of this paper.